

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1130 be amended to read as follows:

- 1 Page 2, line 27, delete "and".
- 2 Page 2, line 30, delete "violation." and insert "**violation; and**
- 3 **(3) post notice of the alleged violation on the department of**
- 4 **administration Internet web site not more than twenty-four**
- 5 **(24) hours after sending the notice described in subdivision**
- 6 **(1)."**
- 7 Page 2, between lines 32 and 33, begin a new paragraph and insert:
- 8 "**(c) The initial notice posted under subsection (a)(3) must**
- 9 **include at least the following information:**
- 10 **(1) Name of the alleged violator.**
- 11 **(2) Nature of the alleged violation.**
- 12 **(3) Name of the agency involved.**
- 13 **(d) Not later than twenty-four (24) hours after an alleged**
- 14 **violator enters into an agreed order, the agency shall revise the**
- 15 **information posted under subsection (a)(3) to describe the nature**
- 16 **of the agreed order."**
- 17 Page 2, line 33, delete "(c)" and insert "(e)".
- 18 Page 2, line 35, delete "(d)" and insert "(f)".
- 19 Page 2, after line 42, begin a new paragraph and insert:
- 20 "**(g) Not later than twenty-four (24) hours after the agency**
- 21 **determines that:**
- 22 **(1) an alleged violator has corrected the violation; or**
- 23 **(2) the agency is going to proceed under section 4 of this**
- 24 **chapter to issue a notice of violation;**

1 the agency shall revise the information posted under subsections
2 (a)(3) and (d) to describe the nature of the action being taken by
3 the agency. ".
4

Page 3, after line 7, begin a new paragraph and insert:

5 "Sec. 5. Not later than twenty-four (24) hours after a final
6 determination is made with respect to a notice of violation issued
7 under section 4 of this chapter, the agency shall revise the
8 information posted under section 3(a)(3), 3(d), and 3(g) of this
9 chapter to describe the nature of the final action.

10 Sec. 6. The department of administration shall establish
11 procedures for agencies to post the information required under
12 sections 3(a)(3), 3(d), and 3(g) and 5 of this chapter on the
13 department of administration's Internet web site.

14 (b) The web site shall be organized in a manner that the public
15 may easily access the information according to name of violator,
16 type of violation, and agency involved.

17 (c) The web site must also provide a portal for the public to
18 provide information to the agency involved that the agency may
19 use to determine whether section 1 of this chapter precludes the
20 agency from offering an alleged violator an opportunity to correct
21 a violation under this chapter. An agency shall review information
22 provided through the portal. If information provided through the
23 portal suggests that an alleged violator might not be eligible for an
24 opportunity to correct under this chapter, the agency shall conduct
25 its own investigation to evaluate the eligibility of the alleged
26 violator for an opportunity to correct under this chapter."

(Reference is to HB 1131 as printed January 12, 2011.)

Representative DeLaney